



**RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1634**

S/N 09/202,634

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SCHUBERT ET AL.	Examiner:	J. EINSMANN
Serial No.:	09/202,634	Group Art Unit:	1634
Filed:	MARCH 3, 1999	Docket No.:	9725.13USWO
Confirmation No.:	3169		
Title:	OZONE-INDUCED GENE EXPRESSION IN PLANTS		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on February 18, 2003.

2/18/03
Date

Michael Quaranto
By: Michael Quaranto

AMENDMENT UNDER 37 C.F.R. § 1.116

Box AF
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action mailed October 17, 2002, please consider the following amendments and remarks to this application.

In the Claims

Please cancel claims 1 and 3 and amend claims 4, 8, 10, 15, 27, 33, 39, 42 and 44 as follows:

4. (Amended) An isolated nucleic acid consisting of the sequence SEQ ID NO: 1, and which conveys an ozone-inducible gene expression.
8. (Amended) A chimeric nucleic acid molecule comprising the sequence as set forth in claim 4.
10. (Amended) A vector comprising the nucleic acid sequence as set forth in claim 4.